

REGULAR MEETING – JANUARY 14, 2003

BE IT REMEMBERED, that on this 14th day of January, A.D., 2003, there was begun and held a REGULAR MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOSE FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

and **J.D. SALINAS, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS' COURT** of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

**COUNTY OF HIDALGO
RAMON GARCIA
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 14, 2003 at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

1. Roll Call

All Members of the Court were counted present, with the exception of Commissioner Flores. Commissioner Flores arrived shortly after the commencement of the meeting.

2. Pledge of Allegiance

At this time, Judge Ramon Garcia called on Commissioner Handy to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Commissioner Handy led the Court and Audience in Prayer.

4. Open Forum

- Godfrey Garza, Drainage District Manager, informed the Court on the recent trip to Washington, and on the Raymondville Drain.
- Rosie Cavazos addressed the Court on some outstanding Indigent Health Invoices for Dolly Vincent Memorial Hospital in San Benito.

At this time, the Court took up the Consent Agenda.

5. Juvenile Probation: (SEE EXHIBIT H)

A. Authorization to submit C.J.D. Juvenile Justice Alternative Grant Application for 2004 FY funding - \$20,000.00 (no local match required)

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

6. Elections Department: (SEE EXHIBIT I)

A. Approval, discussion and possible action of the following, but not limited to:

- 1. Delete slot #2, Administrative Aide**
- 2. Create slot #14, Executive Assistant**
- 3. Set salary**

NO ACTION taken on this item 6.A.1-3.

7. Hidalgo County Sheriff's Association: (SEE EXHIBIT J)

A. Requesting formal recognition by Commissioners' Court

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Requesting approval of employee payroll deduction for union dues in association with the South Texas Organization of Police and the Hidalgo County Sheriff's Association

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

8. Approval to accept resignation of Chris G. Escamilla, Hidalgo County Veterans Service Officer (SEE EXHIBIT K)

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

9. Budget Office: (SEE EXHIBIT L)

A. County Judge:

- 1. Approval to create line items #602 & #746 – Acct. #3-1100-413-00-110-006-0**
- 2. Approval of line item transfer - \$ 3,200.00**

(See item 9.F)

B. Jail Project:

- 1. Approval of Budget amendment - \$ 8,857.01**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

- 2. Approval of Line item transfer - \$ 1,129.50**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

- 3. Approval of budget amendment - \$ 3,175.00**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

C. County Auditor:

- 1. Approval to create obj. #747 in CIP Acct. #3-1332-415-21-170-003-0**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

- 2. Approval of line item transfer - \$ 2,000.00**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

D. County Clerk:

- 1. Approval to create obj. #s 631, 583, 584, 532 & 533 in Acct. #3-1100-415-40-180-001-0**
- 2. Approval of line item transfer - \$ 8,500.00**

(See item 9.F)

E. Risk Management:

- 1. Approval to create obj. #739 in Acct. #2-1331-419-00-110-055-0**
- 2. Approval of line item transfer - \$ 175.00**

(See item 9.F)

F. Buildings & Grounds:

1. **Authorization to create the following line item object #s 412, 421, 425, 434, 532, 602, 631 & 672**
2. **Approval of line item transfer - \$ 21,060.00**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 9.A. 1 & 2; 9.D 1 & 2; 9.E.1 & 2; 9.F 1 & 2.

G. Approval of line item transfer – to cover negative balance report

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$17,790.43.

H. Approval of budget amendment – to cover negative balance report

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

10. LLEBG Grant: (SEE EXHIBIT M)

- A. Requesting approval to delete slot #8 (vacant position)**
- B. Requesting approval to create slot #10 (DCM Coordinator)**
- C. Approval to set salary \$ 31,500.00**

NO ACTION taken on item 10.A-C.

11. County Judge: (SEE EXHIBIT N)**A. Approval to decrease standard mileage rate from 36.5 cents per mile to 36 cents per mile**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Authorization and approval to reclassify slot #'s 3, 5, 11 & 13, delete slot #6, create slot #'s 15, 16 & 17, set salaries and amend budget

- 1.) For the Record as per Commissioner Handy: The new job titles are as listed. Administrative Assistant is now Border Affairs Specialist; Administrative Assistant is now Environmental Manager; Executive Secretary is now Assistant Chief Administrator; Research & Development Coordinator is now Community Liaison.
- 2.) On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to reclassify slot #'s 3, 5, 11 & 13. Commissioner Flores was not present, and did not vote on this item.
- 3.) On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to delete slot #6. Commissioner Flores was not present, and did not vote on this item.
- 4.) On motion of Commissioner Garza to approve the creation of slot #'s 15, 16 & 17, motion dies due to lack of a second. Commissioner Flores was not present, and did not vote on this item. (This item was approved as the meeting Continued. Please see below.)
- 5.) No action was taken on the setting of the salaries and the budget amendment at this time. (See motions Made on #'s 6-9.)
- 6.) On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to set the salary for slot #3 at \$40,000.00, slot #5 at \$37,000.00, slot #11 at \$55,000.00, and slot #13 at \$46,350.00. Commissioner Flores was not present, and did not vote on this item.

- 7.) On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to create slots #15, 16, and 17. Commissioner Palacios was away from the Court and did not vote on this item.
- 8.) On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the salaries for slots #15, 16, and 17. Commissioner Palacios was away from the Court and did not vote on this item.
- 9.) On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to amend the County Judge's budget in the amount of \$113,873.04. Commissioner Palacios was away from the Court and did not vote on this item.

12. HIDTA – Task Force: (SEE EXHIBIT O)

A. Approval to appropriate a budget increase in the amount of \$ 35,100.00 for the H.I.D.T.A. Command Center (no county funds will be used)

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

B. Approval to create position – Investigate Aide

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

C. Approval to set salary - \$ 26,250.00

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

D. Approval to create line item 413 (surveillance and security)

On motion of Commissioner Handy, seconded by Commissioners' Palacios and Garza, the Court made a UNANIMOUS vote of approval.

E. Approval of line item transfer - \$ 3,500.00

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

13. Constable Pct. #3: (SEE EXHIBIT P)

A. Requesting approval to apply for the Criminal Justice Division 421 State Criminal Justice Planning Grant for the fiscal year September 01, 2003 to August 31, 2004 (Year 2 Funding Project STOP Truancy on Patrol)

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Approval of Resolution

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

14. Urban County: (SEE EXHIBIT Q)

A. City of La Joya – Planning – UCP Year 15 (2002) approval of lowest quote submitted by Border Visions to enter into a Basic Agreement for the Development of a Park Master Plan

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

15. Sheriff Department: (SEE EXHIBIT R)

- A. Approval to authorize County Auditor to process payment of clothing allowance to non-uniform officers in the Sheriff's Office, Jail & The South Texas Auto Theft Task Force and Narcotics Trafficking Task Force Grants; and make payment of same in conjunction with the regular payroll of January 17, 2003**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

16. Right of Way: (SEE EXHIBIT S)

Commissioner Garza is away from the Court.

- A. Authorization to close an abandoned 60' road known as Palm Drive between US 281 & Glosser Rd. – the north 30' of lot 1 & 18 out of block 7 & 8 and the south 30' of lot 9 & 10 out of block 10 & 11, Fresh Water Farms Subdivision No. 3**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval. Commissioner Garza abstained from this item.

Commissioner Garza joined the meeting.

- B. Authorization to create object code #583 in Acct. #3-1200-431-00-260-001-0 & approve line item transfer - \$5,000.00**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

At this point, Commissioner Handy requested to go back to item 11.B.

17. Planning Department: (SEE EXHIBIT T)

A. Preliminary Approval:

- 1. Tierra Rica Subdivision Unit No. 2 – Pct. #1**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

B. Final Approval with Letter of Credit:

- 1. Baseline Heights Subdivision Unit No. 2 – Pct. #1**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

C. Release of Letter of Credit:

- 1. La Plaza Norte Subdivision No. 2 – Pct. #1**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

18. Pct. #1: (SEE EXHIBIT U)

- A. Approval to create obj. #745 & 661 – Acct. #3-1100-432-00-121-001-0**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

B. Approval of line item transfer - \$ 2,000.00

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

C. Approval of line item transfer – CIP - \$ 3,731.03

For the Record as per Valde Guerra: This item is for year 2, not for year 3.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

19. Pct. #2: (SEE EXHIBIT V)

A. Approval of line item transfer – CIP \$ 251,547.90

For the Record as per Valde Guerra: This item is for year 2, not for year 3.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Discussion and approval to assign department liaison(s)

NO ACTION taken on this item.

Commissioner Palacios excused himself and left the meeting.

20. Pct. #3: (SEE EXHIBIT W)

A. Request approval to create obj. #s 434, 609, 631, 672 & 742 in Sanitation Acct.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Approval of line item transfer - \$ 15,800.00

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the line item transfer, in the corrected amount of \$11,100.00.

C. Request approval to create obj. #s 434, 583, 584, 623, 672 & 674 in Paved/unpaved Acct.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

D. Approval of line item transfer - \$ 56,000.00

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

E. Request approval to create obj. #s 343, 412, 425, 583, 584, 745 & 746 in Administration Acct.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

F. Approval of line item transfer - \$ 3,885.00

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

G. Request approval to create obj. #s 425, 424, 434, 602, 532, 631, 672, 742 & 623 in Park Acct.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

H. Approval of line item transfer - \$ 7,500.00

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

21. Pct. #4: (SEE EXHIBIT X)**A. Approval to create obj. #s 605, 609 & 663 in Park Acct.****B. Approval of line item transfer - \$ 3,000.00****C. Approval to create obj. #s 412, 425, 432, 532, 533, 583, 584, 602, 606, 631, 743 & 745 in Administration Acct.****D. Approval of line item transfer - \$ 12,700.00****E. Approval to create obj. #s 425, 431, 434, 631, 672, 681 & 683 in Landfill Acct.****F. Approval of line item transfer - \$ 24,200.00****G. Approval to create obj. # 674 in CIP Acct.****H. Approval of line item transfer - \$ 24,298.44 (Corrected below)****I. Approval to create obj. #s 431, 434, 439, 452, 584, 671, 672, 674, 681, 741, 742, 748 & 631 in Paved/unpaved Roads Acct.****J. Approval of line item transfer - \$ 252,982.16**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 21.A-J, with corrections on item H in the amount of \$24,294.44.

22. Human Services: (SEE EXHIBIT Y)

Commissioner Flores joined the meeting.

A. Discussion and/or action, including, but not limited to the following items:**1. Indigent Health Care expenditures**

Report made. NO ACTION taken on this item.

2. Modify Services being provided

Commissioner Handy is away from the Court.

Rudy de la Viña recommended to the Court to discontinue/eliminate all optional Medical/Health Services (as listed on Exhibit Y), with the exception of Diabetic Supplies/Equipment and Colostomy Medical Supplies/Equipment.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to discontinue services, with the exceptions stated by Rudy de la Viña effective February 01, 2003.

3. Report and Recommendations regarding Indigent Health Care

Report made. NO ACTION taken on this item.

At this time Commissioner Flores requested to go to item #11.

23. Purchasing Department: (SEE EXHIBIT Z)

A. HIDALGO COUNTY -

1. Discussion and/or action, including, but not limited to the following items:

a) Present Hidalgo County Jail-Total inmate population	1076
• Physical Count:	537
• Out of County Count: La Villa Facility (LCS):	279
Brooks:	251

Commissioner Handy is away from the Court.

2. Current inter-local(s) and/or contract(s) for the “Housing of Inmates”;

Nothing to report. NO ACTION taken on this item.

3. New Adult Detention Facility and Law Enforcement Center Project:

a) **Detention Facility Law Enforcement Center Design-Build Contract Amendments (if any);**

Nothing to report. NO ACTION taken on this item.

b) **Requesting acceptance and approval with authority for Auditor to process payment (after review, audit and processing procedures completed) of Invoices #s 008282 (\$224.40), 008570 (\$276.10), & 008508 (\$1,431.38) submitted by Raba-Kistner Consultants, Inc., Materials Testing Contractors, and as certified for payment by V-A Architecture in connection with construction materials testing for the “Law Enforcement Training Facility”;**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

c) **Report and Recommendations from Consulting Architect:**

Nothing to report. NO ACTION taken on this item.

d) **County Auditor’s Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**

Nothing to report. NO ACTION taken on this item.

e) **Report of Hidalgo County Sheriff’s Department on the Transition and Occupancy of the New Adult Detention Facility and Law Enforcement Center Project.**

Report made. NO ACTION taken on this item.

4. Presentation by Mr. Agapito Flores, Health Benefits Consultants, of the evaluation grid recommendation for ranking by Commissioner’s Court for the award of RFP for “Group Health, Life and ADD Insurance-Hidalgo County” for all categories & options received.

1.) On motion of Commissioner Garza to rank Aetna #1 and Humana as #2, seconded by Commissioner Handy, motion dies due to a lack of majority. Specific votes were as follows:

AYE: Commissioners’ Handy, and Garza
 NAY: Judge Garcia and Commissioner Flores

2.) On motion of Commissioner Flores to rank Humana as #1 and Aetna as #2 for Health Insurance, seconded by Judge Garcia, the Court made a UNANIMOUS vote of approval.

3.) On motion of Commissioner Garza to rank Aetna as #1 and Prudential as #2 for Life and AD & D, second motion inaudible on tape, the Court made a UNANIMOUS vote of approval.

At this time, Judge R. Garcia recessed until 1:45p.m.

Judge R. Garcia reconvened the meeting. Members being present are: Judge Garcia, Commissioners' Handy and Flores.

5. **Authority to direct legal counsel to negotiate a contract for "Group Health Insurance-Hidalgo County."**
Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.

NO ACTION taken on this item.

6. **Requesting approval to create two (2) Border Colonia Positions for the Purchasing Department entitled Buyer II;**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

7. **Approval to set salaries of the two (2) Border Colonia Positions – Buyer II at \$33,000.00**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

8. **Presentation for consideration, acceptance and approval of requisitions and/or claims for the various departments detailed on Exhibit "A" attached hereto and not meeting the December 10, 2002 deadline imposed by Hidalgo County Commissioner's Court so as to use the '02 budget balance and, if approved;**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

9. **Authority to process and issue purchase orders.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

B. HIDALGO COUNTY PRECINCT NO. 1 -

1. **Requesting approval of a negotiated professional architectural services contract, approved by legal as to form and substance, with Alcócer García Associates Design Consulting in connection with the "Architectural Services-Repair & Remediation of Multi-Purpose Center Complex Project" of Precinct No. 1. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office, before the commencement of any work or presentations of any invoices for payment. (Corrected)**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the professional architectural services.

C. HIDALGO COUNTY PRECINCT NO. 2 -

1. **Clarification of project, previously approved January 07, 2003, with the title of: "Convention Center Paving Improvements" to reflect "Convention Center Road Paving Improvements" as provided under an Interlocal Agreement with the City of Hidalgo dated October 2001.**

For the Record as per Marty Salazar, Purchasing Agent: This item will be advertised as Convention Center Road, and not the Convention Center Project.

NO ACTION taken on this item.

D. HIDALGO COUNTY PRECINCT NO. 3 -

1. **Recommending award of bid for: "La Homa Road Pavement Reconstruction" to sole bidder meeting all requirements.**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve Sascon.

2. **Requesting approval of contract for: "La Homa Road Pavement Reconstruction" to sole bidder meeting all requirements.**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

3. **Requesting authority to re-advertise for: "One (1) New 2003 Pup Trailer", due to lack of participation.**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

4. **Requesting exemption from competitive bidding under the Texas Local Government Code 262.024 (a) for professional engineering services with Raba-Kistner Consultants, Inc. in connection with "Construction Materials Testing-Colonia Access Program-Precinct No. 3."**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

5. **Requesting approval of a professional engineering services contract, subject to legal review, with Raba-Kistner Consultants, Inc. in connection with "Construction Materials Testing-Colonia Access Program-Precinct NO. 3." Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

6. **Requesting approval of a negotiated professional architectural services contract, approved by legal as to form and substance, with Alcócer García Associates Design Consulting in connection with the "Construction of Multi-Office Building Project" of Precinct No. 3. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office, before the commencement of any work or presentations of any invoices for payment. (Corrected)**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

E. HIDALGO COUNTY PRECINCT NO. 4 -

1. **Recommending bid award to low bidder meeting all requirements for "Tierra Buena I and II-Paving Improvements" a Capital Improvement Project.**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve Mission Paving.

2. **Requesting approval of contract for "Tierra Buena I and II-Paving Improvements" a Capital Improvement Project to low bidder meeting all requirements. Note: Executed copy of the contract will be forwarded to County Auditor's Office.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

F. HIDALGO COUNTY COURT NO. 2 -

1. **Requesting authority to purchase computer hardware and peripherals from CDW-Government, a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement a.k.a. General Services Commission, Catalogue Purchasing Program: (1) Computer and peripherals \$3,958.00 and (1) HP LaserJet Printer \$1,505.00 = in the total amount of \$5,463.00.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

G. HIDALGO COUNTY COURT NO. 5 –

1. **Requesting authority to purchase computer hardware and peripherals from CDW-Government, a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement a.k.a. General Services Commission, Catalogue Purchasing Program: (1) Computer and peripherals \$3,958.00 and (1) HP LaserJet Printer \$1,505.00 = in the total amount of \$5,463.00.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

H. HIDALGO COUNTY HEALTH DEPARTMENT -

1. **Requesting approval of an Interlocal Agreement between The University of Texas Health Science Center at Houston and Hidalgo County Health Department regarding a Medical Mobile Health Clinic Project.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, with a copy of the contract to the auditor.

I. HIDALGO COUNTY HIDTA TASK FORCE –

1. **Requesting authority to purchase One (1) 2003 Chevrolet ½ Ton Extended Cab Pick Up and One (1) 2003 Tahoe through the inter local agreement with Houston-Galveston Area Council (H-GAC)-Vendor is Triangle Chevrolet, Inc., on the total amount of \$51,546.00, H-GAC Fees and Delivery charge already included.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

J. HIDALGO COUNTY J.P. PRECINCT 3 PLACE 1 -

1. **Requesting approval to exercise the one- (1) additional year (as provided in Article 1.2 of the current contract) with J.P. Luis Garza for the leasing of office space.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

K. HIDALGO COUNTY JUVENILE JUSTICE COURT-

1. **Presentation for consideration, discussion, and approval of the final negotiated contract with “Border Visions,” for “Character Education and Responsibility Training Services,” for Juvenile Justice Court-Hidalgo County. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

L. HIDALGO COUNTY SHERIFF’S DEPARTMENT -

1. **Requesting authority to advertise and approval of draft specifications as attached hereto for: “Pharmaceutical/Medical Supplies”.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

M. HIDALGO COUNTY WIC PROGRAM -

1. **Requesting authority to advertise and approval of specifications attached hereto for: "Lease space WIC-Clinic in the city of La Joya" RFB**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

2. **Requesting authority to advertise and approval of specifications attached hereto for: "Lease space WIC-Clinic in the City of Donna" RFB**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

3. **Recommending bid award to lowest bidder meeting all requirements attached hereto for: "Floor Maintenance at Twelve (12) WIC-Clinics Locations"**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve Campbell's Janitorial Services in the amount of \$22,752.00.

4. **Requesting approval contract to lowest bidder meeting all requirements & specifications for: "Floor Maintenance at Twelve (12) WIC Clinics Locations" Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

24. Closed Session: (SEE EXHIBIT AA)

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to go into Executive Session.

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071, 551.072 & 551.074 to discuss the following:

- A. **Real Estate Acquisition**
- B. **Personnel – Selection of Buildings & Grounds Director**
- C. **Potential Litigation:**
 1. **Claim by county for compensation of mineral rights**
 2. **Workforce Development Board**
 3. **Courthouse Projects**
- D. **Nicolas R. Cantu vs. Hidalgo County**

Upon return, Judge R. Garcia certified that NO ACTION had been taken during Executive Session.

25. Open Session:

- A. **Real Estate Acquisition**

NO ACTION taken on this item.

- B. **Personnel – Selection of Buildings & Grounds Director**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to appoint Daniel Flores.

C. Potential Litigation:

1. Claim by county for compensation of mineral rights

NO ACTION taken on this item.

2. Workforce Development Board

Lilia Ledesma from Oxford and Oxford requested authority to proceed with action.

For the Record as per Judge Garcia: This is approximately a \$60+ million budget that is being supervised by the Directors. Our county, Hidalgo County, is the largest county in this four entity group. Ms. Ledesma agreed.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to file a lawsuit .

3. Courthouse Projects

NO ACTION taken on this item.

D. Nicolas R. Cantu vs. Hidalgo County

NO ACTION taken on this item.

26. Closed Session:

Commissioners' Court may reconvene into Closed Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

27. Open Session:

Commissioners' Court may reconvene into Open Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to adjourn.

**COUNTY OF HIDALGO
RAMON GARCIA
HIDALGO COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 14, 2003, at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of items 2.B, 2.I, 3.C, 3.E, 3.G, and 3.I.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 2.B, with corrections.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 3.C.

1. Approval of check register and payment of claims and bills - County Auditor

2. Line item transfers – 2002: (SEE EXHIBIT A)

- A. Auxiliary Court**
- B. General Litigation**
- C. 370th District Court**
- D. Constable Pct. #5**
- E. County Clerk (2)**
- F. Computer Department**
- G. Insect Eradication**
- H. 92nd District Court**
- I. J.P. Pct. #1, PI. 2 – NO ACTION taken on this item.**

- J. Youth Village**
- K. Human Resources**
- L. Pct. #1 – Adm. (2)**
- M. Pct. #1 – Landfill**
- N. Pct. #1 – Parks**
- O. Pct. #1 – R & B (2)**
- P. Pct. #2 – R & B**
- Q. Pct. #2 – Adm.**
- R. Pct. #2 – Parks**
- S. Pct. #2 – Landfill**
- T. Pct. #4 – R & B**

3. **Line item transfers – 2003:** (SEE EXHIBIT B)
 - A. **J.P. Pct., #1, Pl. 2**
 - B. **92nd District Court**
 - C. **Probate Court**
 - D. **Constable Pct. #1**
 - E. **District Attorney – NO ACTION** taken on this item.

 - F. **389th District Court**
 - G. **Pct. #2 – Landfill – NO ACTION** taken on this item.

 - H. **Pct. #2 – County Shop**
 - I. **County Judge – NO ACTION** taken on this item.

 - J. **Planning Department**
 - K. **Pct. #1 – R & B**
 - L. **Pct. #1 – Landfill**
 - M. **Pct. #1 – Parks**

4. **Planning Department:** (SEE EXHIBIT C)
 - A. **Approval of the following Certificates:**
 - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**

5. **Right of Way – Permits:** (SEE EXHIBIT D)
 - A. **El Paso Production Oil & Gas Co. – Jara Chinas Rd., Schunior Subd.**
 - B. **North Alamo Water Supply – FM 1925 on Gwin Rd.**
 - C. **North Alamo Water Supply – Brushline Rd. & FM 2812**
 - D. **North Alamo Water Supply – Mile 19 North & Val Verde Rd.**
 - E. **North Alamo Water Supply – Mile 1 East & Mile 9 North**
 - F. **North Alamo Water Supply – ½ Mile north of Monte Cristo Rd. on Gwin Rd.**
 - G. **Southwestern Bell – Anaya Rd. & I Rd.**

6. **Monthly Fee Reports – December 2002:** (SEE EXHIBIT E)
 - A. **District Clerk – \$ 258,196.19**

7. **Purchasing Department:** (SEE EXHIBIT F)
 - A. **HIDALGO COUNTY COURT NO. 2 -**
 1. **Requesting authority to purchase computer hardware and software from S.J.S. Computer, a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement a.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$1,896.00.**
 - B. **HIDALGO COUNTY COURT NO. 5 -**
 1. **Requesting authority to purchase computer hardware and software from S.J.S. Computer, a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement a.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$1,896.00.**
 - C. **HIDALGO COUNTY COMPUTER DEPARTMENT-**
 1. **Requesting authority to purchase computer hardware and software from S.J.S. Computer, a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement a.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$1,896.00.**

8. **Approval of Minutes:** (SEE EXHIBIT G)
 - A. **November 26, 2002**
 - B. **November 29, 2002**
 - C. **December 03, 2002**

**COUNTY OF HIDALGO
RAMON GARCIA
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 14, 2003 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

**DRAINAGE DISTRICT
(SEE EXHIBIT BB)**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve all items on the Drainage District Consent Agenda. Commissioners' Garza and Palacios are away from the Court and did not vote.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Discharge Permit:**
 - A. City of Edinburg – Wind Rose Estates**
 - B. City of Donna – Blk 26, Lott Town & Improvement Co.**
- 3. Permit:**
 - A. City of Pharr – Hall Acres Rd.**
- 4. Approval of Minutes:**
 - A. November 26, 2002**
 - B. November 29, 2002**
 - C. December 03, 2002**

**COUNTY OF HIDALGO
RAMON GARCIA
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 14, 2003 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

DRAINAGE DISTRICT

1. Roll Call

All Members of the Court were counted present, with the exception of Commissioners' Garza and Palacios.

2. Open Forum

NO ACTION taken on this item.

3. Purchasing Department: (SEE EXHIBIT CC)

A. Requesting authority to advertise and approval of draft specifications as attached hereto for "Hauling Services-Gravel/Sand and/or Crushed Caliche".

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

4. Closed Session: (SEE EXHIBIT DD)

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to go into Executive Session.

Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

A. Real Estate Acquisition

B. North Alamo Water Supply Corporation, Jimmy Steidinger, and Hidalgo County Irrigation District No. 1 vs. BFI Waste Systems of North America, Inc. and BFI, Inc.

Upon return, Judge R. Garcia certified that NO ACTION had been taken during Executive Session.

5. Open Session:

A. Real Estate Acquisition

Parcel located on Mile 3 North Road, 1/10 of a Mile East of Tom Gill Road, was settled in the amount of \$50,000.00. This Parcel will be purchased for the purposes of Right of Way.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

B. North Alamo Water Supply Corporation, Jimmy Steidinger, and Hidalgo County Irrigation District No. 1 vs. BFI Waste Systems of North America, Inc. and BFI, Inc.

NO ACTION taken on this item.

6. Closed Session:

Board of Directors may reconvene into Closed Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

7. Open Session:

Board of Directors may reconvene into Open Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to adjourn this meeting.

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

RAMON GARCIA _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JOSE FLORES _____
COUNTY COMMISSIONER, PRECINCT 3

OSCAR L. GARZA JR. _____
COUNTY COMMISSIONER, PRECINCT 4

Dated this the 29th day of January, 2002

JUAN D. SALINAS, III, County Clerk
Hidalgo County, Texas

By: _____
Priscilla Torres, Deputy

Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the 4th day of February 2003.

